

APR 20 2012

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U.S. COURT OF APPEALS

**FOR PUBLICATION**

**UNITED STATES COURT OF APPEALS**

**FOR THE NINTH CIRCUIT**

**ROSALINA CUELLAR DE OSORIO;  
ELIZABETH MAGPANTAY;  
EVELYN Y. SANTOS; MARIA  
ELOISA LIWAG; NORMA UY; RUTH  
UY,**

Plaintiffs - Appellants,

v.

**ALEJANDRO MAYORKAS, Director  
of the United States Citizenship and  
Immigration Services; JANET  
NAPOLITANO, Secretary of the  
Department of Homeland Security;  
HILLARY RODHAM CLINTON,  
Secretary of State,**

Defendants - Appellees.

No. 09-56786

D.C. No. 5:08-cv-00840-JVS-SH

**ORDER**

**TERESITA G. COSTELO; LORENZO  
P. ONG, Individually and on Behalf of  
all Others Similarly Situated,**

Plaintiffs - Appellants,

v.

**JANET NAPOLITANO, Secretary of  
the Department of Homeland Security;**

No. 09-56846

D.C. No. 8:08-cv-00688-JVS-SH

**UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES; ALEJANDRO MAYORKAS, Director of the United States Citizenship and Immigration Services; LYNNE SKEIRIK, Director of the National Visa Center; CHRISTINA POULOS, Acting Director, California Service Center, United States Citizenship and Immigration Services; HILLARY RODHAM CLINTON, Secretary of State,**

Defendants - Appellees.

**KOZINSKI**, Chief Judge:

Upon the vote of a majority of nonrecused active judges, it is ordered that this case be reheard en banc pursuant to Circuit Rule 35-3. The three-judge panel opinion shall not be cited as precedent by or to any court of the Ninth Circuit.